

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

EVERETT L. MYERS, JR.	:	CIVIL ACTION
	:	
v.	:	No. 20-5893
	:	
DAY & ZIMMERMAN GROUP INC. et	:	
al.	:	

ORDER

AND NOW, this 13th day of September, 2021, upon consideration of Defendants Day & Zimmermann Group Inc.'s and Calpine Corporation's Motions to Dismiss, and for the reasons stated in the accompanying Memorandum, it is ORDERED as follows:

- Myers's Motion for Leave to File an Amended Complaint (Document 10) is GRANTED and the Amended Complaint is deemed filed;
- Calpine's Motion to Dismiss (Document 13) is DENIED;
- Day & Zimmermann's Motion to Dismiss (Document 15) is DENIED;
- Calpine's and Zimmermann's previous Motions to Dismiss (Documents 6 and 9) are DENIED as moot.

BY THE COURT:

/s/ Juan R. Sánchez
Juan R. Sánchez, C.J.